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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/554,978	10/28/2005	Shahara Khaleque		9489

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JOHN V STEWART
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ORLANDO, FL 32810

EXAMINER

PAGAN, JENINE MARIE

ART UNIT	PAPER NUMBER
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4147

MAIL DATE	DELIVERY MODE
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01/10/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No.	Applicant(s)	
	10/554,978	KHALEQUE, SHAHARA	
	Examiner	Art Unit	
	JENINE M. PAGAN	4147	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 10/28/2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,5 and 10-21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,5 and 10-21 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 28 October 2005 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☒ Certified copies of the priority documents have been received in Application No. 10/554,978.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>10/28/05</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Information Disclosure Statement

Receipt is acknowledged of the Preliminary Amendment filed on 10/28/07. Claims 2-4 and 6-9 were canceled. Claims 1, 5, and 10-21 are presented for examination.

1. The references cited in the Search Report 10/28/2005 have been considered by the examiner. However, some of the information disclosure statement filed 10/28/2005 fails to comply with 37 CFR 1.98(a)(2), which requires a legible copy of each cited foreign patent document; each non-patent literature publication or that portion which caused it to be listed; and all other information or that portion which caused it to be listed. It has been placed in the application file, but the information referred to therein has not been considered. The foreign applications that do not have copies included are EP0126833A1, AU648675B and FR2762302A1. There is also a misprint of one of the US patent documents US 3992795; US3922795 is listed on the document.

Claim Rejections - 35 USC § 103

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 1, 5 and 10-21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Rettig (US 3,992,795) in view of Heimann (US 3,924,744).

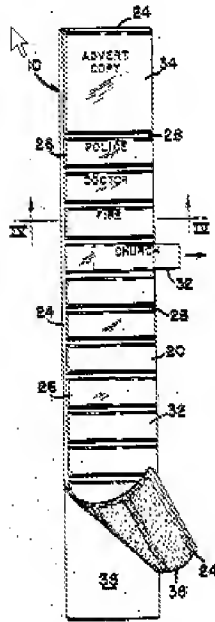


FIG. 3

Rettig (US 3,992,795)

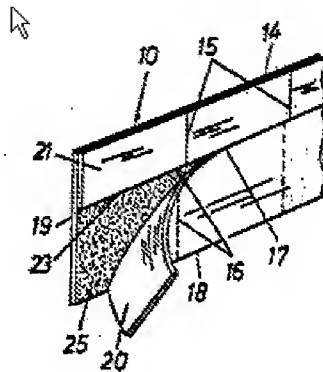


Fig 4 Heimann (US 3,924,744)

4. Regarding claim 1, with reference to Fig. 3, Rettig discloses an information display arrangement:

- Plurality of pockets (26)
- Front panel (20) and Back panel (22)
- One edge of the pocket open (30)
- A piece of writing material (32)
- A surface (14)

Rettig fails to disclose:

- defining lines between adjacent pockets along which those pockets can be readily separated [from the remainder of the strip], the back panels being sufficiently brittle that they can readily be snapped apart along the separation

lines, and the back of the strip being self- adhesive to enable the pocket(s) separated from the strip to be adhered to a surface

With reference to Figure 4, Heimann discloses

- defining lines (16) between adjacent pockets along which those pockets can be readily separated [from the remainder of the strip], the back panels being sufficiently brittle that they can readily be snapped apart along the separation lines, and the back of the strip being self- adhesive (25) to enable the pocket(s) separated from the strip to be adhered to a surface

5. It would have been obvious to someone skilled in the art at the time the invention was made to have modified the information display arrangement of Rettig, to include the defining lines and adhesive backing as taught by Heimann to separate the pockets.

6. In re claim 5, with reference to Figure 4, Heimann discloses

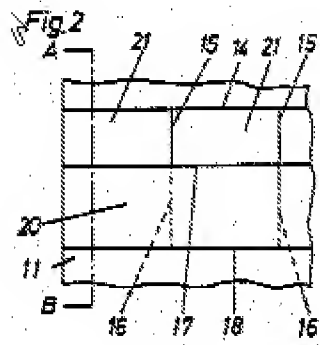
- A continuous backing layer (20) covering the self-adhesive back (25) of the strip

7. In re claim 10, with reference to Figure 3, Rettig discloses

- The pockets (26) are each generally rectangular and are arranged longer-edge to longer-edge in the strip (Column 1, Lines 60-61)

8. In re claim 11, with reference to Figure 3, Rettig discloses

- The pockets (26) are each generally rectangular with one of their shorter edges open (30)



Heimann (US 3,924,744)

9. In re claim 12, with reference to Figure 4, Heimann discloses
- Strip (19) held together with and readily separable from the first-mentioned strip
10. In re claim 13, with reference to Figure 3, Rettig discloses
- plurality of pieces (32) of writing material, or a sheet that can readily be divided up into a plurality of pieces of writing material, each of which can be written on and inserted into one of the pockets (26)
11. Regarding claim 14, with reference to Fig. 3, Rettig discloses an information display arrangement:
- Plurality of pockets (26)
 - Front panel (20) and Back panel (22)
 - One edge of the pocket open (30)
 - A piece of writing material (32)
 - A surface (14)
- Rettig fails to disclose:
- Defining lines between adjacent pockets along which those adjacent pockets can be readily separated, the back of the strip being self-adhesive to

enable the pocket(s) separated from the strip to be adhered to a surface and the arrangement further including a series of backing pieces each covering the self-adhesive back of a respective one of the pockets, each backing piece being peelable from the respective pocket to expose the self-adhesive back of the respective pocket

With reference to Figure 4, Heimann discloses

- defining lines (16) between adjacent pockets along which those adjacent pockets can be readily separated, the back of the strip being self-adhesive (25) to enable the pocket(s) separated from the strip to be adhered to a surface and the arrangement further including a series of backing pieces (20) each covering the self-adhesive back of a respective one of the pockets, each backing piece being peelable from the respective pocket to expose the self-adhesive back of the respective pocket

12. It would have been obvious to someone skilled in the art at the time the invention was made to have modified the information display arrangement of Rettig, to include the defining lines, adhesive backing and backing pieces as taught by Heimann to separate the pockets to post on a surface.

13. In re claim 15, with reference to Figure 4, Heimann discloses

- Each backing piece (20) is a piece of writing material of a size such that it can be inserted into the respective pocket

14. In re claim 16, with reference to Figure 4, Heimann discloses

- Strip (19) is flexible and is readily tearable along the separation lines

15. In re claim 17, with reference to Figure 4, Heimann discloses

- Back panels (13) are integrally formed and are sufficiently brittle that they can readily be snapped apart along the separation lines

16. In re claim 18, with reference to Figure 3, Rettig discloses

- Pockets (26) are each generally rectangular and are arranged longer-edge to longer-edge in the strip

17. In re claim 19, with reference to Figure 3, Rettig discloses

- Pockets (26) are each generally rectangular with one of their shorter edges open (30)
18. In re claim 20, with reference to Figure 4, Heimann discloses
- Strip (19) held together with and readily separable from the first-mentioned strip
19. In re claim 21, with reference to Figure 3, Rettig discloses
- Plurality of pieces (32) of writing material, or a sheet that can readily be divided up into a plurality of pieces of writing material, each of which can be written on and inserted into one of the pockets (26)

Conclusion

20. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Rowling (US 4,193,498) discloses a booklet that can break apart holding and displaying information. Winzen (US 5,875,579) discloses an index tab for a divider sheet. Popat et al (US 6,001,209) discloses a divisible laser note sheet. Brady Jr. (US 3,896,246) discloses a storage card for labels.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JENINE M. PAGAN whose telephone number is (571)270-3216. The examiner can normally be reached on Monday - Friday, 8am-4pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, George Nguyen can be reached on (571) 272-4491. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 4147

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Jenine M Pagan
Examiner
Art Unit 4147

JP
/George Nguyen/
Supervisory Patent Examiner, Art Unit 4147